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**MEMO ENDORSED**

May 23, 2008

**VIA FACSIMILE**

Honorable Colleen McMahon  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007  
Attention: James O'Neil, Esq.

5/27/08  
*So modified*  
*W*

**Re: United States v. Anthony Rypka**  
**Indictment No. 07 Cr. 980**

Dear Honorable McMahon:

USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 5/27/08
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As you are aware, the undersigned represents Anthony Rypka in the above-referenced matter.

Please accept this correspondence as a request for a modification of Mr. Rypka's conditions of pretrial release. It has come to our attention that Mr. Rypka's wife, Laura, is expecting a child and her estimated due date is June 3, 2008. As per Mrs. Rypka's doctor's instructions, she has been advised to not do any heavy lifting and no driving for two weeks after the delivery. *See attached letter from Dr. Bavaro.*

In light of the foregoing, Mr. Rypka seeks modification of his pretrial conditions of release to allow him the opportunity to:

1. Mr. Rypka may visit his wife while she is in the hospital with her younger children.
2. Mr. Rypka may bring his daughter to school and pick her up as his wife will be unable to drive.
3. Mr. Rypka may bring his new baby to any scheduled doctor's appointments or emergency.

4. Mr. Rypka may drive any of his other children to an emergency or regular doctor's appointments.
5. Mr. Rypka may be able to drive his wife and newborn baby from the hospital.
6. Mr. Rypka may be allowed some extra hours to complete household tasks, limited to two weeks after the birth.
7. Mr. Rypka may be allowed to pick up his daughter from school in case of any emergency (sick, school closure, etc.)

We have spoken with Mr. Rypka's Pretrial Services Officer, Cynthia Labrovic, who will oversee Mr. Rypka's schedule and will monitor Mr. Rypka's visits with his wife.

Additionally, we have discussed these modifications with AUSA Nicholas McQuaid, of the United States Attorney's Office and he has consented to same.

Thank you for your time and consideration of this request. Should you have any questions, please feel free to contact me.

Very truly yours,

Quinn & Mellea, LLP

*Andrew C. Quinn* /ce

Andrew C. Quinn, Esq.

ACQ:ce  
Enclosure

cc: Anthony Rypka  
AUSA Nicholas McQuaid, United States Attorney's Office (914) 993-9036  
Cynthia Labrovic, Pretrial Services Officer